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County of San Diego  
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Attorneys for Defendants County of San Diego, Patrick Lopatosky  
and Brian Butcher

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

MOHAMAD ALI SAID, an individual,  
Plaintiff,

v.

COUNTY OF SAN DIEGO; DEPUTY  
SHERIFF PATRICK LOPATOSKY;  
DEPUTY SHERIFF BRIAN BUTCHER;  
DEPUTY SHERIFF LEE SCOTT; and  
DOES 1 - 50, inclusive,  
Defendants.

No. 12-cv-2437-GPC(RBB)

REQUEST FOR JUDICIAL NOTICE IN  
SUPPORT OF DEFENDANTS' MOTION  
FOR PARTIAL SUMMARY JUDGMENT

Date: April 10, 2013  
Time: 1:30P.M.  
Dept.: 2d- Courtroom of the  
Honorable Gonzalo P. Curiel  
Trial Date: TBD

Defendants County of San Diego and Deputy Sheriff Patrick Lopatosky  
("Lopatosky"), Deputy Sheriff Brian Butcher ("Butcher") (collectively, Defendants")  
request that this Court take judicial notice of the following court records pursuant to  
Federal Rule of Evidence 201 ("FRE 201"):

Exhibit 1: A true and correct copy of the Complaint in the case of The  
People of the State of California v. Mohamad Ali Said, from the court file of Superior  
Court of the State of California, County of San Diego, East County Division, Case No.  
C291668.

Exhibit 2: A true and correct copy of the Criminal Protective Order –  
Domestic Violence (Order Under Penal Code § 136.2), dated July 13, 2009 in favor of

12-cv-2437-GPC(RBB)

1 Walaa Said, from the court file of the case of The People of the State of California v.  
2 Mohamad Ali Said, Superior Court of the State of California, County of San Diego, East  
3 County Division, Case No. C291668.

4 Exhibit 3: A true and correct copy of the jury verdict forms from the court  
5 file in the case of The People of the State of California v. Mohamed Ali Said, Superior  
6 Court of the State of California, County of San Diego, East County Division, Case No.  
7 C291668 court file, finding Mohamed Ali Said “Guilty” of the crime of Battery of a  
8 Significant Other, in violation of Penal Code Section 243(e)(1) and “Guilty” of the crime  
9 of Simple Battery, in violation of Penal Code Section 242.

10 Exhibit 4: A true and correct copy of “Misdemeanor – Domestic Violence  
11 Judgment Minutes” dated May 24, 2010, from the court file of the case of The People of  
12 the State of California v. Mohamed Ali Said, Superior Court of the State of California,  
13 County of San Diego, East County Division, Case No. C291668, noting the imposition of  
14 a sentence of 3 years of summary probation, and the imposition of a full protective order,  
15 among other things.

16 Exhibit 5: A true and correct certified copy of the Criminal Protective  
17 Order – Domestic Violence (Probation Condition Order), dated May 24, 2010 with an  
18 expiration date of May 23, 2013, in favor of Walaa Said Al-Quershi, from the court file  
19 of the case of The People of the State of California v. Mohamed Ali Said, Superior  
20 Court of the State of California, County of San Diego, East County Division,  
21 Case No. C291668.

22 Exhibit 6: A true and correct copy of the Complaint in the case of The  
23 People of the State of California v. Mohamad Ali Said, from the court file of Superior  
24 Court of the State of California, County of San Diego, East County Division, Case No.  
25 C318005.

1 DATED: February 23, 2015 THOMAS E. MONTGOMERY, County Counsel

2 By: s/ STEPHANIE KARNAVAS, Senior Deputy  
3 Attorneys for Defendants County of San Diego,  
4 Patrick Lopatosky, and Brian Butcher  
5 E-mail: [stephanie.karnavas@sdcounty.ca.gov](mailto:stephanie.karnavas@sdcounty.ca.gov)  
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# Exhibit 1

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
EAST COUNTY DIVISION**

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,  
v.  
MOHAMAD ALI SAID,  
dob 11/25/62, Booking No. 09730568A;  
Defendant

CT No. C291668

DOMESTIC VIOLENCE

COMPLAINT-MISDEMEANOR

**PC296 DNA TEST STATUS SUMMARY**

**Defendant**

SAID, MOHAMAD ALI

**DNA Testing Requirements**

DNA sample has been previously provided

**CHARGE SUMMARY**

Count	Charge	Issue Type	Sentence Range	Special Allegations	Allegation Effect
1	PC273.5(a) SAID, MOHAMAD ALI	Misd-17(b)(4)	1 Year		
2	PC243(e)(1) SAID, MOHAMAD ALI	Misdemeanor	Fine\1 Yr		
3	PC242 SAID, MOHAMAD ALI	Misdemeanor	Fine\6 Mos		

PC1054.3

**INFORMAL REQUEST FOR DISCOVERY**

The undersigned, certifying upon information and belief, complains that in the County of San Diego, State of California, the Defendant(s) did commit the following crime(s):

## Exhibit 2

CR-160

<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b>  EAST COUNTY DIVISION, 250 E. MAIN, EL CAJON, CA 92020-3941		FOR COURT USE ONLY  <b>F I L E D</b> Clerk of the Superior Court  <b>JUL 13 2009</b>  By: <u>DJ</u> Deputy EAST COUNTY DIVISION
PEOPLE OF THE STATE OF CALIFORNIA  vs.  DEFENDANT: Mohamad Ali Said		CASE NUMBER: C291668
<b>CRIMINAL PROTECTIVE ORDER—DOMESTIC VIOLENCE</b> <b>(CLETS - CPO)</b> (Pen. Code, §§ 136.2, 1203.097(a)(2), 273.5(i), and 646.9(k)) <input checked="" type="checkbox"/> ORDER UNDER PENAL CODE, § 136.2 <input type="checkbox"/> MODIFICATION <input type="checkbox"/> PROBATION CONDITION ORDER (Pen. Code, § 1203.097) ORDER UNDER: <input type="checkbox"/> PENAL CODE, § 273.5(i) <input type="checkbox"/> PENAL CODE, § 646.9(k)		CLETS ENTRY BY:

**This Order May Take Precedence Over Other Conflicting Orders, See Item 1 on Page 2.**

PERSON TO BE RESTRAINED (complete name): Mohamad Ali Said  
 Sex: ☒ M ☐ F Ht.: 5-07 Wt.: 130 Hair color: Black Eye color: Green Race: Other Age: 46 Date of birth: 11/25/1962  
☐ The defendant is a peace officer with \_\_\_\_\_ Department: \_\_\_\_\_

1. This proceeding was heard on (date): 7-13-09 at (time): AM in Dept.: 3 Room: \_\_\_\_\_  
 by judicial officer (name): EVAN P. KIRVIN
2. This order expires on (date): \_\_\_\_\_ If no date is listed, this order expires three years from the date of issuance.
3. ☒ Defendant was personally served with a copy of this order at the court hearing, and no additional proof of service of this order is required.
4. COMPLETE NAME OF EACH PROTECTED PERSON: WALAA SAID

5. ☐ For good cause shown, the court grants the protected persons named above the exclusive care, possession, and control of the following animals: \_\_\_\_\_

**GOOD CAUSE APPEARING, THE COURT ORDERS THAT THE ABOVE-NAMED DEFENDANT**

6. must not harass, strike, threaten, assault (sexually or otherwise), follow, stalk, molest, destroy or damage personal or real property, disturb the peace, keep under surveillance, or block movements of the protected persons named above.
7. must surrender to local law enforcement or sell to a licensed gun dealer any firearm owned or subject to his or her immediate possession or control within 24 hours after service of this order and must file a receipt with the court showing compliance with this order within 48 hours of receiving this order.
8. must not attempt to or actually prevent or dissuade any victim or witness from attending a hearing or testifying or making a report to any law enforcement agency or person.
9. must take no action to obtain the addresses or locations of protected persons or their family members, caretakers, or guardian unless good cause exists otherwise. ☐ The court finds good cause not to make the order in item 9.
10. ☒ must have no personal, electronic, telephonic, or written contact with the protected persons named above.
11. ☒ must have no contact with the protected persons named above through a third party, except an attorney of record.
12. ☒ must not come within 100 yards of the protected persons and animals named above.
13. ☐ may have peaceful contact with the protected persons named above only for the safe exchange of children for court-ordered visitation as stated in the attached Family, Juvenile, or Probate court order in Case No. \_\_\_\_\_, issued on (date): \_\_\_\_\_, as an exception to the "no-contact" or "stay-away" provision in paragraph 10, 11, or 12 of this order.
14. ☐ may have peaceful contact with the protected persons named above only for the safe exchange of children for visitation as stated in a Family, Juvenile, or Probate court order issued after the date this order is signed, as an exception to the "no-contact" or "stay-away" provision in paragraph 10, 11, or 12 of this order.
15. ☐ must not take, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the animals described in paragraph 5.
16. ☒ The protected persons may record any prohibited communications made by the restrained person.
17. Other orders including stay-away orders from specific locations: home, employment, vehicle

Date: 7-13-09

Evan P. Kirvin  
 JUDICIAL OFFICER      Department/Division      Evan P. Kirvin



**WARNINGS AND NOTICES**

1. Except as provided in this paragraph, this order takes precedence over any conflicting protective order, visitation order, or any other court order if the protected person is a victim of domestic violence under Penal Code section 13700. However, this order does not take precedence if (1) there is a more restrictive *Emergency Protective Order* (form EPO-001) restraining and protecting the same parties as in this order, or (2) if box 13 or 14 has been checked on page 1 of this order. (Pen. Code, § 136.2(e)(2).)
2. **VIOLATION OF THE ORDER IS SUBJECT TO CRIMINAL PROSECUTION.** Violation of this protective order may be punished as a misdemeanor, a felony, or a contempt of court. Taking or concealing a child in violation of this order may be a felony and punishable by confinement in state prison, a fine, or both. Traveling across state or tribal boundaries with the intent to violate the order may be punishable as a federal offense under the Violence Against Women Act, 18 U.S.C. § 2261(a)(1) (1994).
3. **NOTICE REGARDING FIREARMS.** Any person subject to a protective order is prohibited from owning, possessing, purchasing or attempting to purchase, receiving or attempting to receive, or otherwise obtaining a firearm. Such conduct is subject to a \$1,000 fine and imprisonment. The person subject to these orders must relinquish any firearms and not own or possess any firearms during the period of the protective order. Under federal law, the issuance of a protective order after hearing will generally prohibit the restrained person from owning, accepting, transporting, or possessing firearms or ammunition. A violation of this prohibition is a separate federal crime. (Pen. Code, § 136.2(d).)
4. **ENFORCING THIS ORDER IN CALIFORNIA**
  - This order must be enforced in California by any law enforcement agency that has received the order or is shown a copy of the order or has verified its existence on the California Law Enforcement Telecommunications System (CLETS).
  - Law enforcement must determine whether the restrained person had notice of the order. If notice cannot be verified, law enforcement must advise the restrained person of the terms of the order and, if the restrained person fails to comply, must enforce it. (Fam. Code, § 6383.)
5. **CERTIFICATE OF COMPLIANCE WITH VIOLENCE AGAINST WOMEN ACT (VAWA).** This protective order meets all Full Faith and Credit requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994). This court has jurisdiction over the parties and the subject matter, and the restrained person has been afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 United States, the District of Columbia, all tribal lands, and all U.S. territories, and shall be enforced as if it were an order of that jurisdiction.
6. **EFFECTIVE DATE AND EXPIRATION DATE OF ORDERS**
  - These orders are effective as of the date they were signed by a judicial officer.
  - These orders expire as explained in item 2 on the reverse.
  - Orders under Penal Code section 136.2 are valid as long as the court has jurisdiction over the case. They are not valid after imposition of a state prison commitment. (See *People v. Stone* (2004) 123 Cal.App.4th 153.)
  - Orders under Penal Code section 1203.097 are probationary orders and the court has jurisdiction as long as the defendant is on probation. (Pen. Code, § 1203.097(a)(2).)
  - Orders under Penal Code sections 273.5 and 646.9 are valid for up to 10 years and may be issued by the court whether the defendant is sentenced to state prison or county jail or if imposition of sentence is suspended and the defendant is placed on probation. (Pen. Code, §§ 273.5(i) and 646.9(k).)
  - To terminate this protective order, use form CR-165, *Notice of Termination of Protective Order in Criminal Proceeding* (CLETS).
7. **CHILD CUSTODY AND VISITATION**
  - Child custody and visitation orders may be established or modified in Family, Juvenile, or Probate court.
  - Unless box 14 on page 1 is checked, contact between the restrained and protected persons permitted by a Family, Juvenile, or Probate court order for child custody or visitation must not conflict with the provisions of this order.
  - If box 13 or 14 on page 1 is checked, the restrained and protected persons should always carry a certified copy of the most recent child custody or visitation order issued by the Family, Juvenile, or Probate court.



## Exhibit 3

**Superior Court of the State of California**  
**COUNTY OF SAN DIEGO**

MAR 24 2010

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,

SC No. C291668  
DA No.

vs.

MOHAMED ALI SAID,

Defendant(s)

**VERDICT**

We, the jury in the above entitled cause, find the defendant, Mohamed Ali Said,

Guilty  
(Guilty/ Not Guilty)

of the crime of BATTERY OF A SIGNIFICANT

OTHER, in violation of Penal Code section 243(e)(1), as charged in Count 1 of the  
Complaint.

Dated

3/24/2010

Sent # 6

Foreperson

VERDICT

**Superior Court of the State of California**

**COUNTY OF SAN DIEGO**

MAR 24 2010

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,

vs.

MOHAMED ALI SAID,

Defendant(s)

SC No. C291668

DA No.

**VERDICT**

We, the jury in the above entitled cause, find the defendant, Mohamed Ali Said,

Guilty of the crime of SIMPLE BATTERY, in violation  
(Guilty/ Not Guilty)

of Penal Code section 242, as charged in Count 3 of the Complaint.

Dated

3/24/2010

Seat # 6

Foreperson

VERDICT

## Exhibit 4



FUTURE DATES:

☐ CONFIRMED ☐ VACATEDAttorney for the People (DPA/DCA/DAG) ☐ Supervised Cert. Legal InternAttorney for Defendant (PD/APD/OAC/Retained/Counseling) ☐ Supervised Cert. Legal InternDEFENDANT: ☒ PRESENT ☐ VIA AUDIO VIDEO ☐ SELF REPRESENTED ☐ NOT PRESENT ☐ NOT PRODUCED ☐ FAILED TO APPEAR**PROTECTIVE ORDER PREVIOUSLY ISSUED**☒ Defendant waives arraignment for judgment. ☒ Imposition ☐ Execution of sentence suspended for 3 year(s) on Ct. 3 and years(s) on **PROBATION** IS ☒ GRANTED ☒ Summary ☐ Formal on the following conditions: ☐ DENIED and defendant sentenced as follows:☒ Violate no laws ☒ Minor traffic violations are excepted ☒ No same or similar violations ☐ Comply with further conditions attached.**CUSTODY** ☒ Commit to Sheriff for 1 days / hours ☐ days suspended ☐ Serve FORTHWITH☐ Additional ☐ days custody stayed pending: ☐ successful completion of probation ☐ review hearing ☐☐ Report on at to: Detention Facility: ☐ Central ☐ Las Colinas ☐ Vista ☐ Work-Furlough☐ Consecutive to ☐ concurrent with ☐ above commit ☐ Consecutive weekends☐ NO Early release (PC4018.6 or 4024.1) ☐ NO Work Release ☐ NO County Parole ☐ NO ESP/Home Detention☐ CUSTODY ☐ IN LIEU OF \$ fine at \$50.00/ \$ per day ☐ days PSP☐ CUSTODY SATISFIED BY ☐ days PSP ☐ days in ☐ residential rehabilitation program.**PAY** ☐ Attorney Fees \* \$ ☐ Indigent as to Attorney Fees ☐ Other: \$

Fine (Ct. 2) \$ 714

Fine (Ct. ) \$

Criminal Conviction Assessment \$

Probation Revocation Restitution Fine imposed &amp; suspended \$ 100

☐ Payments set at \$ per month beginning on and on the of each month thereafter until paid in full.☒ Fines and fees stayed pending ☐ DVRP completion ☒ Ind. Counseling

The court finds the defendant has the ability to repay the County of San Diego for costs of court appointed attorney fees. This order is not a condition of probation.


**RESTITUTION** ☒ Pay restitution to the victim of \$ 100 in an amount to be determined ☐ by Probation, payments through ☐ Court Collections☐ Revenue & Recovery ☐ at \$ per month beg. ☐ directly to the victim and show proof to the court ☐ by ☐ at Review Hrg.☐ See stipulated restitution order. ☐ Court retains jurisdiction re: restitution. ☐ Submit to civil process.**PUBLIC SERVICE PROGRAM (PSP)** ☐ enroll by☐ Call within 72 hrs. / for enrollment information.☐ days as condition of probation. - PSP fee is waived.☐ days in lieu of ☐ fines/fees \$ ☐ days custody☐ days credit for time served/completed☐ TOTAL days to be completed - to start forthwith☐ One day per week ☐ Weekends only ☐ Out of county work authorized.☐ To run ☐ consecutive to ☐ concurrent with ☐ Submit proof to the court by ☐ days custody for each day/8 hrs missed.☐ PSP ☐ VOLUNTEER WORK stayed pending DVRP completion.**VOLUNTEER WORK**☐ at any non-profit organization☐ Other:☐ hours as condition of probation.☐ hours in lieu of ☐ fines/fees \$ ☐ days ☐ custody ☐ PSP☐ hours credit for time served/completed☐ TOTAL hours to be completed**ALCOHOL/DRUGS** ☐ Abstain from alcohol. ☐ Do not be in places where alcohol is the main item for sale, except in the course of employment. ☐ Not use or possess any controlled substance without a valid prescription. ☐ Submit to any test at the request of a peace officer for detection of alcohol/drugs in system.☐ **FOURTH AMENDMENT WAIVER:** Submit person, vehicle, place of residence, property, personal effects to search at any time with or without a warrant, and with or without reasonable cause, when required by a Probation Officer or other law enforcement officer (to expire).**ENROLL IN & COMPLETE** ☐ Assault/Battery ☐ Anger Mgmt. hrs. ☒ Ind. Counseling ☐ Sex Offender Course.☐ Private Sector Substance Abuse Assessment. ☐ Court Substance Abuse Assessment Unit Evaluation.☒ Certified 52 week Domestic Violence Recovery Program: ☐ Standard ☐ Integrated- DV/Substance Abuse ☐ Dual Track-DV/Substance Abuse.☐ STOP ☐ Individual Counseling ☐ weeks ☐ months for ☐ Residential ☐ Outpatient alcohol/drug treatment program.☐ week military domestic violence program in lieu of DVRP authorized. ☐ STAYED pending☐ Concurrent ☐ Consecutive ☐ AA / NA / CA / MA Mtgs, times per ☐ wk ☐ mo. for ☐ days / mos. ☐ Out of County authorized.Commence/continue education, psychological, psychiatric, drug, alcohol or other rehab. program recom. by the Assessor and not leave or terminate such program without written permission of the court and/or therapist. ☐ Seek/maintain full-time employment, education, training; or a combination thereof.**VIOLENCE/WEAPONS** ☒ Do not use force or violence upon another. ☐ Have no contact with any victim or complaining witness in this matter.☒ Do not own or have possession, custody or control of any WEAPONS or FIREARMS. ☐ Weapon(s) to be ☐ destroyed ☐ returned to☒ Defendant advised that within 10 years of this conviction, owning/possessing/having custody or control of any firearm is a crime pursuant to PC12021(c)(1).☒ Notice of firearm prohibition given per PC12021. ☒ Federal weapons advisal given.☒ **PROTECTIVE ORDER ISSUED.** ☐ Defendant ☐ Counsel ☐ Victim served in open court.**MISC.** ☐ Comply with all Family/Juvenile court orders. ☐ Stay away from☐ Register pursuant to ☐ HS11590 ☐ PC290 ☐ PC457.1. ☐ Do not unlawfully enter the United States.☐ All property impounded, seized, or held in custody in this case to be disposed of per possessing agency's policy.**REFERRALS** Report ☒ forthwith ☐ by to ☐ Assessment Unit ☒ Probation Dept. re: **PSP (forthwith)**☐ Court Collections ☐ Revenue & Recovery ☐ Credit Agency and comply with additional conditions of probation imposed.☒ **DEFENDANT IS ORDERED TO APPEAR ON** 6/25/10 **AT** 1:30 **IN DEPT** DV / **ROOM****FOR:** ☐ Sentencing ☐ Restitution ☐ Execution of Custody ☐ C.O.P. Form ☒ Review regarding Ind. Counseling☐ enrollment ☒ progress ☐ completion. ☐ probation conditions noted above. ☐ PC977 auth.

**OTHER** Previously: The Deft. made a motion for a new trial which was to be addressed today. Mr. Skeel states they are ready to proceed with the sentencing and there is no motion to be heard today re a new trial. The victim (Ms. Al-Awrahi) addresses the Court. The Court advised the deft. of his appeal rights.

**CUSTODY STATUS** Defendant ☐ REMANDED to custody of Sheriff. ☐ without bail ☐ with bail set at / increased to / reduced to \$☒ REMAINS AT LIBERTY ☐ RELEASED: ☐ on bail previously posted ☒ on probation ☐ after booking ☐ OR/SOR ☐ same terms and conditions☐ to an authorized representative of:☐ Previously ordered: ☐ 4th WAIVER ☐ continues ☐ deleted ☐ PROTECTIVE ORDER ☐ continues ☐ deleted.**WARRANT** ☐ Bench WARRANT ordered ☐ Bail set at \$ ☐ No Bail ☐ ISSUED ON

## Exhibit 5



<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b>  EAST COUNTY DIVISION, 250 E. MAIN, EL CAJON, CA 92020-3941	<div style="text-align: right;">CR-160</div> <div style="text-align: center;">FOR COURT USE ONLY</div> <div style="text-align: center;">  <p>CLERK OF SUPERIOR COURT JUL 1 2009 By: [Signature] Deputy EAST COUNTY DIVISION</p> </div>
PEOPLE OF THE STATE OF CALIFORNIA vs. DEFENDANT: Mohamad Ali Said	CASE NUMBER: C291668  CLETS ENTRY BY:
<b>CRIMINAL PROTECTIVE ORDER—DOMESTIC VIOLENCE</b> <b>(CLETS - CPO) (Pen. Code, §§ 136.2, 1203.097(a)(2), 273.5(i), and 646.9(k))</b> <input type="checkbox"/> ORDER UNDER PENAL CODE, § 136.2 <input type="checkbox"/> MODIFICATION <input checked="" type="checkbox"/> PROBATION CONDITION ORDER (Pen. Code, § 1203.097) ORDER UNDER: <input type="checkbox"/> PENAL CODE, § 273.5(i) <input type="checkbox"/> PENAL CODE, § 646.9(k)	

**This Order May Take Precedence Over Other Conflicting Orders, See Item 1 on Page 2.**

PERSON TO BE RESTRAINED (complete name): Mohamad Ali Said

Sex: ☒ M ☐ F Ht.: 5-07 Wt.: 130 Hair color: Black Eye color: Green Race: Other Age: 46 Date of birth: 11/25/1962

☐ The defendant is a peace officer with \_\_\_\_\_ Department: \_\_\_\_\_

1. This proceeding was heard on (date): 05/24/10 at (time): PM in Dept.: 19 Room: \_\_\_\_\_  
 by judicial officer (name): RODERICK SHELTON

2. This order expires on (date): 05/24/13 If no date is listed, this order expires three years from the date of issuance.

3. ☒ Defendant was personally served with a copy of this order at the court hearing, and no additional proof of service of this order is required.

4. COMPLETE NAME OF EACH PROTECTED PERSON: WALAA SAID, A. Guerchi

5. ☐ For good cause shown, the court grants the protected persons named above the exclusive care, possession, and control of the following animals: \_\_\_\_\_

**GOOD CAUSE APPEARING, THE COURT ORDERS THAT THE ABOVE-NAMED DEFENDANT**

6. must not harass, strike, threaten, assault (sexually or otherwise), follow, stalk, molest, destroy or damage personal or real property, disturb the peace, keep under surveillance, or block movements of the protected persons named above.

7. must surrender to local law enforcement or sell to a licensed gun dealer any firearm owned or subject to his or her immediate possession or control within 24 hours after service of this order and must file a receipt with the court showing compliance with this order within 48 hours of receiving this order.

8. must not attempt to or actually prevent or dissuade any victim or witness from attending a hearing or testifying or making a report to any law enforcement agency or person.

9. must take no action to obtain the addresses or locations of protected persons or their family members, caretakers, or guardians unless good cause exists otherwise. ☐ The court finds good cause not to make the order in item 9.

10. ☒ must have no personal, electronic, telephonic, or written contact with the protected persons named above.

11. ☒ must have no contact with the protected persons named above through a third party, except an attorney of record.

12. ☒ must not come within 100 yards of the protected persons and animals named above.

13. ☐ may have peaceful contact with the protected persons named above only for the safe exchange of children for court-ordered visitation as stated in the attached Family, Juvenile, or Probate court order in Case No. \_\_\_\_\_, issued on (date): \_\_\_\_\_, as an exception to the "no-contact" or "stay-away" provision in paragraph 10, 11, or 12 of this order.

14. ☐ may have peaceful contact with the protected persons named above only for the safe exchange of children for visitation as stated in a Family, Juvenile, or Probate court order issued after the date this order is signed, as an exception to the "no-contact" or "stay-away" provision in paragraph 10, 11, or 12 of this order.

15. ☐ must not take, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the animals described in paragraph 5.

16. ☒ The protected persons may record any prohibited communications made by the restrained person.

17. Other orders including stay-away orders from specific locations: home, employment, vehicle

Date: 05/24/10

## Exhibit 6

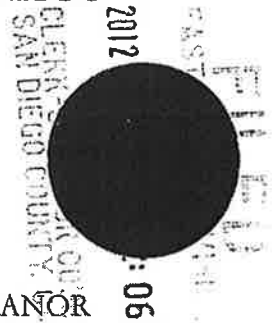
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
EAST COUNTY DIVISION

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,  
v.  
MOHAMAD ALI SAID,  
*dob 11/25/62, Booking No. 125060024;*  
Defendant

CT No. C318005

DOMESTIC VIOLENCE

COMPLAINT-MISDEMEANOR



**PC296 DNA TEST STATUS SUMMARY**

**Defendant**

SAID, MOHAMAD ALI

**DNA Testing Requirements**

DNA sample has been previously provided

**CHARGE SUMMARY**

Count	Charge	Issue Type	Sentence Range	Special Allegations	Allegation Effect
1	PC69 SAID, MOHAMAD ALI	Misd-17(b)(4)	1 Year		
2	PC273.6(a) SAID, MOHAMAD ALI	Misdemeanor	Fine\1 Yr		
3	PC166(c)(1) SAID, MOHAMAD ALI	Misdemeanor	1 Yr\Fine		

PC1054.3

**INFORMAL REQUEST FOR DISCOVERY**

The undersigned, certifying upon information and belief, complains that in the County of San Diego, State of California, the Defendant(s) did commit the following crime(s):

DISCOVERY STAYS AT THE DISTRICT ATTORNEY'S  
OFFICE.

THANK YOU

BB  
2-1

## CHARGES

### COUNT 1 - RESISTING EXECUTIVE OFFICER, PENAL CODE SECTION 17(b)(4)

On or about January 24, 2011, MOHAMAD ALI SAID did unlawfully attempt by means of threats and violence to deter and prevent another who was then and there an executive officer from performing a duty imposed upon such officer by law, and did knowingly resist by the use of force and violence said executive officer in the performance of his/her duty, in violation of PENAL CODE SECTION 69, a misdemeanor pursuant to PENAL CODE SECTION 17(b)(4).

### COUNT 2 - DISOBEYING COURT ORDER

On or about January 24, 2011, MOHAMAD ALI SAID did willfully, unlawfully and knowingly violate a court order obtained to prevent domestic violence and disturbance of the peace, in violation of PENAL CODE SECTION 273.6(a).

### COUNT 3 - VIOLATION OF PROTECTIVE OR STAY-AWAY ORDER, DOMESTIC VIOLENCE OR ELDER ABUSE

On or about January 24, 2011, MOHAMAD ALI SAID did willfully, knowingly and unlawfully violate a protective order and stay away court order issued as a condition of probation after a conviction in a criminal proceeding involving domestic violence which order is described at Penal Code section 166(c)(3), in violation of PENAL CODE SECTION 166(c)(1).

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Pursuant to PENAL CODE SECTION 1054.5(b), the People are hereby informally requesting that defendant's counsel provide discovery to the People as required by PENAL CODE SECTION 1054.3.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER C318005, CONSISTS OF 3 COUNTS.

Executed at City of El Cajon, County of San Diego, State of California, on January 27, 2012.

  
COMPLAINANT